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OFFICE OF PETITIONS

In re Application of	:	
Maria Dolores Fernandez Forner	:	
et al.	:	
Application No. 10/740,264	:	
Filed: December 17, 2003	:	DECISION ON PETITION
Attorney Docket No.	:	UNDER 37 C.F.R. §1.181(A)
251502007410	:	
Title: QUINUCLIDINE DERIVATIVES	:	
AND MEDICINAL COMPOSITIONS	:	
CONTAINING THE SAME	:	

This is a decision on the petition under 37 C.F.R. §1.181(a) to withdraw the holding of abandonment, filed on December 5, 2005.

The above-identified application became abandoned for failure to submit the issue fee in a timely manner in reply to the Notice of Allowability, mailed March 30, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time are permitted for transmitting issue fees¹. Accordingly, the above-identified application became abandoned on July 1, 2005. A notice of abandonment was mailed on November 21, 2005.

With the present petition, Petitioner has alleged that the notice of allowability and issue fee due was not received.

Considering the facts and circumstances of the delay at issue, as set forth on petition, it is concluded that Petitioner has met his burden of establishing that the correspondence in question was not received.

¹ See MPEP §710.02(e).

Accordingly, the petition under 37 C.F.R. §1.181(a) is **GRANTED**.
The holding of abandonment is **WITHDRAWN**.

Technology Center 1600 will be notified of this decision, so that the notice of allowability and issue fee due can be mailed and the period for reply can be restarted.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.



Paul Shanowski
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